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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.		61607-1260
First Named Inventor or Application Identifier		William L. Betts
Title	Method And Apparatus For Reducing Transmission Errors Caused By Periodic Transients In Digital Subscriber Line (DSL) Communication Systems	
Express Mail Label No	EL492175885US	

## APPLICATION ELEMENTS

See MPEP Chapter 600 concerning utility patent application contents

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1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification (preferred arrangement set forth below) [Total Pages **23**]  
 - Descriptive title of the invention  
 - Cross References to Related Applications  
 - Statement Regarding Fed sponsored R&D  
 - Reference to Microfiche Appendix  
 - Background of the invention  
 - Brief Summary of the invention  
 - Brief Description of the Drawings (if filed)  
 - Detailed Description  
 - Claim(s)  
 - Abstract of the Disclosure
3. ☒ Drawing(s) (35 USC d113) [Total Sheets **3**]  
 4. Oath or Declaration [Total Pages **5**]  
 a. ☒ Newly Executed (original or copy)  
 b. ☐ Copy from a prior application (37 CFR §1.63(d))  
(for continuation/divisional with Box 17 completed)  
 [Note Box 5 below]  
 i. ☐ DELETION OF INVENTOR(S)  
 Signed statement attached deleting inventor(s)  
 named in the prior application,  
 see 37 CFR §1.63(d)(2) and 1.33(b)
5. ☐ Incorporation By Reference (useable if Box 4b is checked)  
 The entire disclosure of the prior application, from which a copy of  
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 being part of the disclosure of the accompanying application and is  
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6. ☐ Microfiche Computer Program (Appendix)
7. ☐ Nucleotide and/or Amino Acid Sequence Submission  
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## ACCOMPANYING APPLICATION PARTS

8. ☒ Assignment Papers (cover sheet & Documents(s))
9. ☐ 37 CFR §3.73(b) Statement (when there is an assignee) ☒ Power of Attorney
10. ☐ English Translation Document (if applicable)
11. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
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\* A new statement is required to be entitled to pay small entity fees, except  
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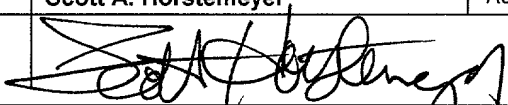
17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in a preliminary amendment.

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No: /  
 Prior application information: Examiner \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_

## 18. CORRESPONDENCE ADDRESS

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**PATENTS**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Betts et al.

Examiner: To Be Assigned

Serial No.: To Be Assigned

Group No.: To Be Assigned

Filing Date: August 15, 2000

For: Method And Apparatus For Reducing Transmission Errors Caused By Periodic Transients  
In Digital Subscriber Line (DSL) Communication Systems

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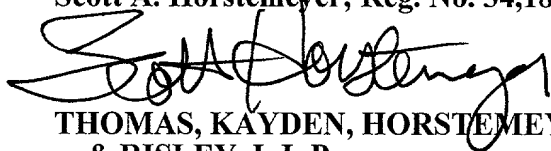
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Return Postcard  
Utility Application Transmittal Form  
Fee Transmittal Form  
U.S. Utility Patent Application Consisting of:  
13 Pages of Specification  
9 Pages of Claims  
1 Page of Abstract  
3 Pages of Formal Drawings  
Declaration and Power of Attorney  
Assignment and Recordation Cover Sheet  
Authorization to Charge Application Fees to 16-0255  
in the amount of \$1354.00

Further, the Commissioner is authorized to charge Deposit Account No. 16-0255 for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. 16-0255.

Respectfully submitted,

Scott A. Horstemeyer; Reg. No. 34,183



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Our Docket No: **61607-1260**

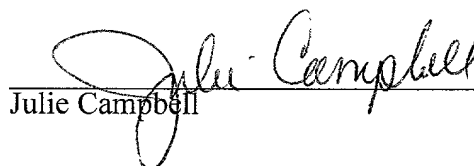
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Date:

August 15, 2000

Julie Campbell



**METHOD AND APPARATUS FOR REDUCING TRANSMISSION ERRORS  
CAUSED BY PERIODIC TRANSIENTS IN DIGITAL SUBSCRIBER LINE (DSL)  
COMMUNICATION SYSTEMS**

**CROSS-REFERENCE TO RELATED APPLICATIONS**

This application claims the benefit of U.S. Provisional Application No. 60/161,741, filed October 27, 1999 (61607-1260; 1999-13), and U.S. Utility Application No. 09/395,020 filed September 13, 1999 (61607-1230; 1999-07), which are both also hereby incorporated by reference herein in their entirety.

**TECHNICAL FIELD**

The present invention generally relates to communication systems and, more particularly, to a method and apparatus for reducing transmission errors caused by periodic transients in digital subscriber line (DSL) communication systems.

**BACKGROUND OF THE INVENTION**

In networks that utilize copper pairs, also referred to as metallic loops or twisted wire pairs, baseband telephony services and DSL services are often provided over the same copper pair. In these types of networks, transients associated with baseband ringing used to signal incoming call requests can result in the occurrence of bit errors in data being transmitted with DSL technology. Most if not all DSL systems are susceptible to such transients.

Plain old telephone service (POTS) filters or splitters are widely used to separate the baseband telephony services, which occupy lower frequencies (*i.e.*, typically below about 4 kilohertz (kHz)), from the higher data frequencies associated with DSL services. POTS filters normally filter out signals above about 20 kHz so that noise in the baseband does not adversely affect the DSL transmissions. However, even where POTS filters are utilized, it has been determined that periodic transients are sufficiently powerful to couple from adjacent wires resulting in impulse noise and bit errors in data being transmitted at the higher DSL data rates. DSL communications equipment may also employ powerful block codes and interleavers to disperse the transient. These methods have undesirable complexity and result in significantly slower data transmission rates. Accordingly, a need exists for a method and apparatus for reducing the number of bit errors that occur as a result of periodic transients in DSL data transmission.

### SUMMARY OF THE INVENTION

The present invention provides an apparatus and method for reducing transmission errors in a communications system. The apparatus, a transient pre-emptor, comprises a processor configured to detect transients. After the processor detects a transient in the communications system, it causes communications equipment to suspend or reduce data transmission during the occurrence of a subsequent transient.

The present invention can also be viewed as providing a method for reducing transmission errors. In this regard, the method can be broadly summarized by the

following steps: detecting a transient in the communications system and suspending or reducing the data transmission rate between data communications equipment during the occurrence of a subsequent transient.

Other systems, methods, features, and advantages of the present invention will be or become apparent to one with skill in the art upon examination of the following drawings and detailed description. It is intended that all such additional systems, methods, features, and advantages be included within this description, be within the scope of the present invention, and be protected by the accompanying claims.

#### BRIEF DESCRIPTION OF THE DRAWINGS

FIG. 1 is an illustration of a network that utilizes a copper pair for communicating baseband telephony services and DSL data services between a central office and a subscriber, or customer, premises.

FIG. 2 is a functional block diagram of a transient pre-emptor in accordance with the preferred embodiment of the present invention.

FIG. 3 is a flow chart of a data collection routine executed by the transient pre-emptor shown in FIG. 2 to collect data about periodic transients.

FIG. 4 is a flow chart of a transient pre-emption routine executed by the transient pre-emptor shown in FIG. 2 to alleviate periodic transient phenomena.

**DETAILED DESCRIPTION OF THE INVENTION**

FIG. 1 illustrates a communications network 5 utilized for communicating baseband telephony services and DSL services over a copper pair 16. The network 5 comprises a central office (CO) 9, which is coupled by a copper pair 16 (also known as a subscriber loop) to a customer premises (CP) 8. The network 5 may be, for example, but not limited to, part of the public switched telephone network (PSTN). The CO 9 comprises a data communications equipment (DCE) 15 that is electrically coupled via the copper pair 16 to a DCE 6 located at the CP 8. The DCE 6 located at the CP 8 is in communication with a data terminal equipment (DTE) device 7, which may be, for example, but not limited to, a personal computer, a workstation, a minicomputer, or a mainframe computer.

For ease of illustration, only one CP 8 is shown in FIG. 1. Typically, many CPs 8 will be electrically coupled to the CO 9 by the copper pair 16. Also, the CO 9 normally comprises many DCEs 15 for communicating with many subscribers. For ease of illustration, only one of the DCEs located at the CO 9 is shown in FIG. 1. Also, it should be noted that the DCE 15 located at the CO 9 typically communicates via copper pair 16 with multiple customer premises DCEs. In order to clearly demonstrate the concepts of the present invention, the present invention will be discussed with reference to communication between a single DCE 15 located at the CO 9 and a single DCE 6 located at the CP 8. Those skilled in the art will understand the manner in which multiple

instances of the transient pre-emptor may be implemented in a network such as that shown in FIG. 1.

In accordance with the preferred embodiment of the present invention, the transient pre-emptor 10 is situated in the DCE 15 located in the CO 9. The transient pre-emptor 10 is capable of detecting transients on the copper pair and of causing the rate(s) of data transmission to be reduced to a predetermined rate upon detecting transients. This predetermined rate of data transmission is utilized by both the DCE 15 located at the CO 9 and by the DCE 6 located at the CP 8. Therefore, preferably the transient pre-emptor 10 is incorporated into the DCE 15 located at the CO 9 since the DCE 15 typically is provided with the capability of commanding the customer premises DCE to adjust its rate(s) of data transmission.

However, those skilled in the art will understand that the DCE 6 located at the CP 8 could be configured to adjust its own rate(s) of data transmission upon detecting transients. The customer premises DCE 6 could also be configured to send a command to the DCE 15 located at the CO 9 that would cause the DCE 15 located at the CO 9 to adjust its rate(s) of data transmission. Therefore, it will be understood that the present invention is not limited with respect to the location at which the transient pre-emptor 10 is physically implemented.

FIG. 2 is a functional block diagram of the transient pre-emptor 10 of the present invention in accordance with the preferred embodiment. The transient pre-emptor 10 of the present invention preferably comprises a low-pass filter 11, an analog to digital

converter 12, a processor 13, and memory 14. The processor 13 is preferably a digital signal processor, but may also be a general purpose processor, a specific purpose processor, or a hardware component capable of executing instructions or performing electronic computations. The processor 13 is also preferably the CPU of the DCE 15 located at the CO 9. However, a separate processor may be utilized for performing the method of the present invention, as will be understood by those skilled in the art.

Memory 14 may include volatile and/or non-volatile memory and may comprise one or more components selected from a wide variety of memory hardware such as, for example, RAM, ROM, or a combination thereof.

The low-pass filter 11 separates telephony baseband signals from DSL signals and passes the telephony baseband signals to an analog-to-digital converter (ADC) 12. The baseband telephony signals normally have a frequency that is below 4 kilohertz. The baseband ringing wave form is an analog waveform that is within this frequency range, but is at a much higher voltage level than the voltage levels of other baseband telephony signals being transmitted over the network, including the on-hook and off-hook voltage levels.

Typically, the baseband ringing waveform that causes the transients has a voltage level that is approximately 200 volts peak-to-peak and has short-duration rise and fall time. The ADC 12 receives this waveform and converts it into digital signals, which are then delivered to the processor 13. The processor 13 monitors the digital signals received from the ADC 12 to determine whether the a digital signal corresponds to a transient. A



digital signal corresponds to a transient if it has a short duration rise or fall time and covers a sufficiently wide range of values. If the processor detects a transient, it stores information about its timing, duration and magnitude in memory 14.

It should be noted that there are a variety of known ways to detect transients. The present invention is not limited with respect to the manner in which this is accomplished.

Preferably, transients are detected in the manner discussed above by utilizing the low-pass filter 11, the ADC 12 and the processor 13 in the aforementioned manner. However, those skilled in the art will understand that this may be accomplished by utilizing other techniques and devices.

FIG. 3 is a flow chart of a data collection routine executed by the transient pre-emptor 10 (shown in FIG. 2) to collect data about periodic transients. After an initial transient is detected at block 31, the processor 13 (FIG. 2) determines whether enough information about periodic transients had been previously collected and stored in memory 14. If so, the processor 13 (FIG. 2) executes the routine 40 shown in FIG. 4, and discussed in more detail below. Otherwise, the processor 13 suspends or reduces data transmission, as indicated in block 33, between the DCE 15 located at the CO 9 and the DCE 6 located at the CP 8 (FIG. 1). The preferred course of action is to cease transmission until enough data about the periodic transients are collected. However, if the disturbance caused by the initial transient is minor, then the data transmission rate may be reduced to the highest possible rate that will be immune to further transients of similar intensity.

A suspension or reduction in data transmission is preferably achieved in a two step process - first the downstream data transmission rate is adjusted and then the upstream data transmission rate is adjusted. Once the data transmission rates are appropriately modified, subsequent transients are monitored as indicated in block 34.

5 The processor 13 monitors transient by measuring the duration, magnitude and cadence of transients over a predetermined length of time that is calculated to span the occurrence of several transients. Measurements made by the processor 13 are stored in memory 14 (FIG. 2). When the predetermined length of time expires, transmission rates are restored to their original values as indicated by block 35. The restoration of the original  
10 transmission rates is preferably achieved in a two step process - first the downstream data transmission rate is restored and then the upstream data transmission is restored.

The processor 13 (FIG. 2) then processes the data stored in memory 14 to determine if enough data has been collected on transients (block 36). If enough data has been collected then, as indicated in block 37, the processor 13 calculates the timing of the  
15 periodic transmission rate adjustments that will be made in anticipation of future transients, and then executes the routine 40 that will be discussed in more detail below. Otherwise, if not enough data has been collected, the processor 13 determines, as indicated in block 38, based on the cadence of the transients and the number of transients detected, whether another transient is expected. If another transient is expected, then  
20 processor 13 re-executes the steps indicated in blocks 33, 34, 35, and 36 as described above. If no further transients are expected as part of the series of periodic transients

measured according to block 34, then the routine 30 terminates and returns to the point of execution from which it was called, as indicated by block 39.

FIG. 4 is a flow chart of a transient pre-emption routine executed by the present invention shown in FIG. 2 to alleviate periodic transient phenomena. As indicated in block 42, the processor 13 (FIG. 2) suspends or reduces data transmission between the DCE 15 and the DCE 6 at a calculated time before the next transient is expected. The time that a subsequent transient is expected to occur can be determined by the processor 13 from the information gathered from executing the routine shown in FIG. 3 and stored in memory 14 (FIG. 2).

The calculated time when transmission is to be suspended or reduced depends on several factors. These factors include: the variability of the cadence intervals of the transients, the time that it takes to transmit a pending message, the maximum time that it takes to receive the longest response message, and the time it takes to transmit rate reduction commands. These factors can be stored in memory 14 (FIG. 2) and used by the processor 13 to help determine when transmission is to be suspended or reduced. As a non-limiting example, in one communications system, it was determined that suspending transmission and polling by the DCE 15 (FIG. 1) about 50 msec before the next expected transient produced the best results. It should be noted that the optimal time period also depends on the accuracy of the cadence measurement, and on the transient response of the system filters and will therefore vary among communications systems. A suspension or reduction in data transmission is preferably achieved in a two step process - first the

downstream data transmission rate is adjusted and then the upstream data transmission rate is adjusted. The preferred course of action is to suspend transmission during transients. However, if the transients are not too severe, then the data rate may be reduced to the highest possible rate that will be immune to additional transients of similar intensity.

After data transmission is reduced or suspended, it is restored at a calculated time after the subsequent transient is expected to have occurred, as indicated in block 44. The time that a subsequent transient is expected to have occurred can be determined by the processor 13 (FIG. 2) from the cadence information gathered by executing the routine shown in FIG. 3 and stored in memory 14 (FIG. 2). As a non-limiting example, in one communications system, it was determined that resuming polling 3 msec after the transient was expected to have occurred helped achieve the best performance. The optimal time period, however, depends on the variability of the transient cadence interval, on the accuracy of the cadence measurement, and on the transient response of the system filters, and will therefore vary among communication systems. In general, the longer the time period during which transmission is reduced or suspended, the greater the probability of alleviating disturbances caused by a transient.

As an alternative approach to the step in block 44, the processor 13 (FIG. 2) would cause transmission to be restored only after a subsequent transient is detected or after failing to detect a subsequent transient for a predetermined period of time. This alternative approach ensures that variability in the cadence or in the measurements thereof

will not result in transmission being restored prior to the occurrence of the anticipated transient. In addition, by continuing to measure the timing, duration, and cadence of transients, the process can be tuned to better predict and alleviate subsequent transients. The tuning can be achieved, for example, by revising the estimated time between transients.

The restoration of the original data rates is preferably achieved in a two step process - first, the downstream data transmission rate is restored and then the upstream data transmission rate is restored. After the transmission rates are restored to their original values, the processor 13 (FIG. 2) determines if, as indicated in block 46, a transient was detected during the time that the transmission was suspended or reduced. If the processor 13 determines that a transient was detected, then the processor 13 re-executes the steps indicated in blocks 42, 44, and 46 as explained above in order to protect against additional transients. These steps would continue to be executed as long as additional transients continue to be detected. If no further transients are detected for a predetermined period of time, then the routine 40 terminates and returns to the point of execution from which it was called, as indicated by block 48.

Any process descriptions or blocks in flow charts should be understood as representing modules, segments, or portions of code which include one or more executable instructions for implementing specific logical functions or steps in the process, and alternate implementations are included within the scope of the preferred embodiment of the present invention in which functions may be executed out of order from that shown

or discussed, including substantially concurrently or in reverse order, depending on the functionality involved, as would be understood by those reasonably skilled in the art of the present invention.

5 Routines 30 & 40 can be implemented in a computer program which comprise an ordered listing of executable instructions for implementing logical functions. Such a program can be embodied in any computer-readable medium for use by or in connection with an instruction execution system, apparatus, or device, such as a computer-based system, processor-containing system, or other system that can fetch the instructions from the instruction execution system, apparatus, or device and execute the instructions. In the context of this document, a "computer-readable medium" can be any means that can contain, store, communicate, propagate, or transport the program for use by or in connection with the instruction execution system, apparatus, or device. The computer readable medium can be, for example but not limited to, an electronic, magnetic, optical, electromagnetic, infrared, or semiconductor system, apparatus, device, or propagation medium. More specific examples (a nonexhaustive list) of the computer-readable medium would include the following: an electrical connection (electronic) having one or more wires, a portable computer diskette (magnetic), a random access memory (RAM) (electronic), a read-only memory (ROM) (electronic), an erasable programmable read-only memory (EPROM or Flash memory) (electronic), an optical fiber (optical), and a portable compact disc read-only memory (CDROM) (optical). Note that the computer-readable medium could even be paper or another suitable medium upon which the

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20

program is printed, as the program can be electronically captured, via for instance optical scanning of the paper or other medium, then compiled, interpreted or otherwise processed in a suitable manner if necessary, and then stored in a computer memory.

The apparatus and/or method of reducing transmission errors of the present invention can be implemented in hardware, software, firmware, or a combination thereof.

In the preferred embodiment(s), the method of reducing transmission errors is implemented in software or firmware that is stored in a memory and that is executed by a suitable instruction execution system. If implemented in hardware, as in an alternative embodiment, the method of reducing transmission errors can be implemented with any or a combination of the following technologies, which are all well known in the art: a discrete logic circuit(s) having logic gates for implementing logic functions upon data signals, an application specific integrated circuit (ASIC) having appropriate combinational logic gates, a programmable gate array(s) (PGA), a field programmable gate array (FPGA), *etc.*

It should be emphasized that the above-described embodiments of the present invention, are merely possible examples of the implementations, merely setting forth for a clear understanding of the principles of the inventions. Many variations and modifications may be made to the above-described embodiments of the invention without departing substantially from the spirit of the principles of the invention. All such modifications and variations are intended to be included herein within the scope of the disclosure and present invention and protected by the following claims.

**CLAIMS**

Therefore, having thus described the invention, the following is claimed:

1. A transient pre-emptor comprising:
  - a processor configured to detect transients in a communications system,
  - wherein after the processor detects a transient, the processor causes a data communications equipment to reduce a data transmission rate from an original rate to a lower rate.
2. The transient pre-emptor of claim 1, wherein the processor is a digital signal processor.
3. The transient pre-emptor of claim 1, wherein the processor is further configured to measure the length of time between consecutive transients.
4. The transient pre-emptor of claim 3, wherein the processor is further configured to determine the cadence of transients.
5. The transient pre-emptor of claim 3, wherein the processor is further configured to revise a cadence estimate for transients.



1           6.     The transient pre-emptor of claim 1, wherein the lower rate is equal to zero.

1           7.     The transient pre-emptor of claim 6, wherein the processor is further configured to  
2                 cause the lower rate to be equal to zero by causing a polling signal to the data  
3                 communications equipment to be suspended.

1           8.     The transient pre-emptor of claim 1, wherein the transient pre-emptor is situated  
2                 in a data communications equipment (DCE) device located at a central office of  
3                 the communications system, the DCE located at the central office being coupled  
4                 via a copper pair to a data communications equipment (DCE) device located at a  
5                 customer premises, and wherein after the processor detects a transient, the DCE  
6                 located at the central office sends rate information over the copper pair to the  
7                 DCE located at the customer premises to inform the DCE located at the customer  
8                 premises that the DCE located at the central office and the DCE located at the  
9                 customer premises are to transmit data at a reduced, pre-selected transmission  
10                rate.

1           9.     The transient pre-emptor of claim 8, wherein after the rate information is received  
2                 by the DCE located at the customer premises, the DCE located at the customer  
3                 premises and the DCE located at the central office begin communicating data over  
4                 the copper pair at the lower transmission rate.

1           10.    The transient pre-emptor of claim 9, wherein after a predetermined period of time,  
2                    the DCE located at the central office sends rate information to the DCE located at  
3                    the customer premises that informs the DCE located at the customer premises that  
4                    the DCE located at the central office and the DCE located at the customer  
5                    premises are to begin communicating data at the original transmission rate.

1           11.    The transient pre-emptor of claim 10, wherein after the DCE located at the  
2                    customer premises receives the rate information indicating that the DCE located at  
3                    the central office and the DCE located at the customer premises are to  
4                    communicate data at the original transmission rate, the DCE located at the central  
5                    office and the DCE located at the customer premises begin communicating  
6                    information over the copper pair at the original transmission rate.

1           12.    The transient pre-emptor of claim 11, further comprising:  
2                    a low-pass filter coupled to the copper pair; and  
3                    an analog-to-digital converter coupled to the low-pass filter, the analog-to-  
4                    digital converter receiving information passed by the low-pass  
5                    filter, the analog-to-digital converter converting the information  
6                    received thereby into digital information.

1 13. A transient pre-emptor comprising a processor configured to detect transients,  
2 wherein after the processor detects a transient in the communications system, the  
3 transient pre-emptor causes a data communications equipment to suspend data  
4 transmission.

1 14. A transient pre-emptor comprising:  
2 means for detecting a transient in the communications system; and  
3 means for causing a transmission rate over the communications system to  
4 be reduced after the detection of a transient in the communications  
5 system.

1 15. A transient pre-emptor comprising:  
2 means for detecting a transient in the communications system; and  
3 means for causing a transmission rate over the communications system to  
4 be suspended after the detection of a transient in the  
5 communications system.

- 1           16.    A method for reducing transmission errors in a communications system  
2                    comprising:  
3                        detecting a transient in the communications system; and  
4                        upon detecting the transient, causing a data communications equipment to  
5                        reduce its transmission rate from an original rate to a lower rate.
- 1           17.    The method of claim 16, further comprising the step of:  
2                    causing the data communications equipment to restore its data  
3                        transmission rate to the original rate after a predetermined period  
4                        of time.
- 1           18.    The method of claim 16, further comprising the step of:  
2                    causing the data communications equipment to restore its data  
3                        transmission rate to the original rate after failing to detect a  
4                        transient for a predetermined period of time.
- 1           19.    The method of claim 16, further comprising the step of measuring the length of  
2                    time between consecutive transients.
- 1           20.    The method of claim 19, further comprising the step of determining the cadence  
2                    of transients.

- 1           21.    The method of claim 19, further comprising the step of revising a cadence  
2                   estimate for transients.
- 1           22.    The method of claim 16, wherein the lower rate is equal to zero.
- 1           23.    The method of claim 22, wherein the causing step includes the step of suspending  
2                   polling.
- 1           24.    The method of claim 16, further comprising the step of:  
2                    sending data rate information from a data communications equipment  
3                               (DCE) located at a central office to a DCE located at a customer  
4                               premises, the data rate information informing the DCE located at  
5                               the customer premises that the DCE located at the customer  
6                               premises is to communicate with the DCE located at the central  
7                               office at the lower rate.
- 1           25.    A method for reducing transmission errors in a communications system  
2                   comprising:  
3                    detecting a transient in the communications system; and  
4                    upon detecting the transient, causing a data communications equipment to  
5                    suspend data transmission.



1           30.    A computer program for reducing transmission errors in a communications  
2                    system, the computer program being embodied on a computer-readable medium,  
3                    the computer program comprising:  
4                        a routine that can detect transients in a communications system, wherein  
5                                after the routine detects a transient in the communications system,  
6                                the routine outputs an indication that the rate at which data is being  
7                                transmitted by a data communication equipment (DCE) located at a  
8                                customer premises is to be reduced.

1           31.    The computer program of claim 30, wherein the routine is further configured to  
2                    output an indication that the rate at which data is being transmitted by the DCE  
3                    located at a customer premises is to be restored.

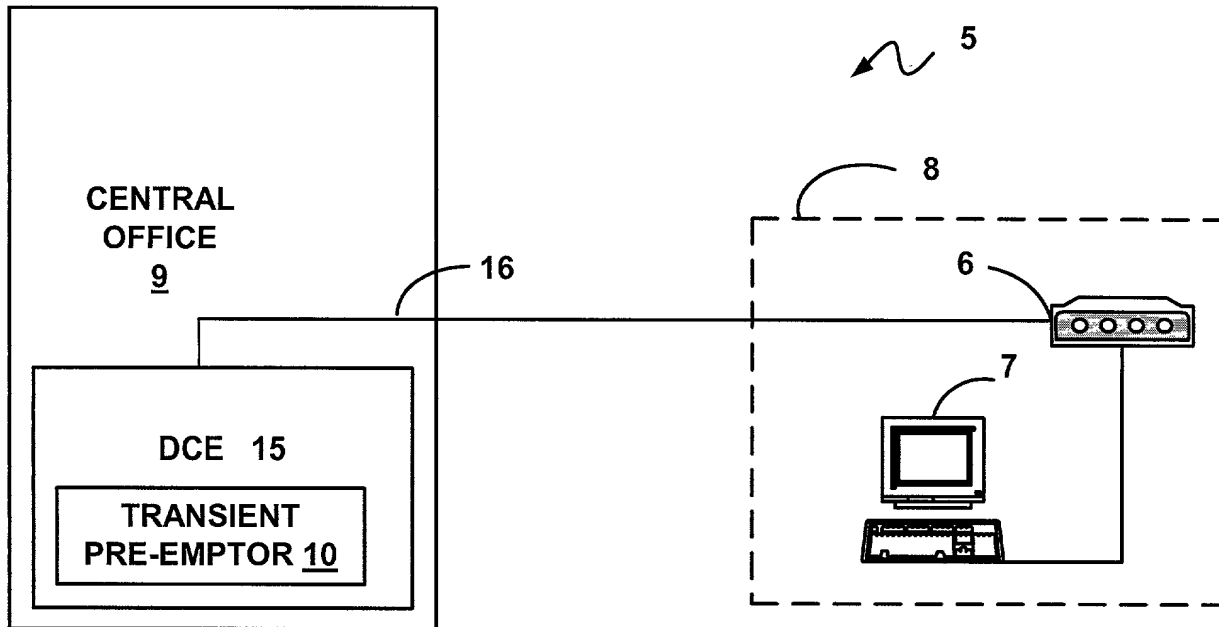
1           32.    A computer program for reducing transmission errors in a communications  
2                    system, the computer program being embodied on a computer-readable medium,  
3                    the computer program comprising:  
4                        a routine configured to detect a transient in a communications system,  
5                                wherein after the routine detects a transient in the communications  
6                                system, the routine outputs an indication that data transmission by  
7                                a data communication equipment (DCE) located at a customer  
8                                premises is to be suspended.

- 1           33.    The computer program of claim 32, wherein the routine is further configured to  
2                   output an indication that the rate at which data is being transmitted by the DCE  
3                   located at a customer premises is to be restored.

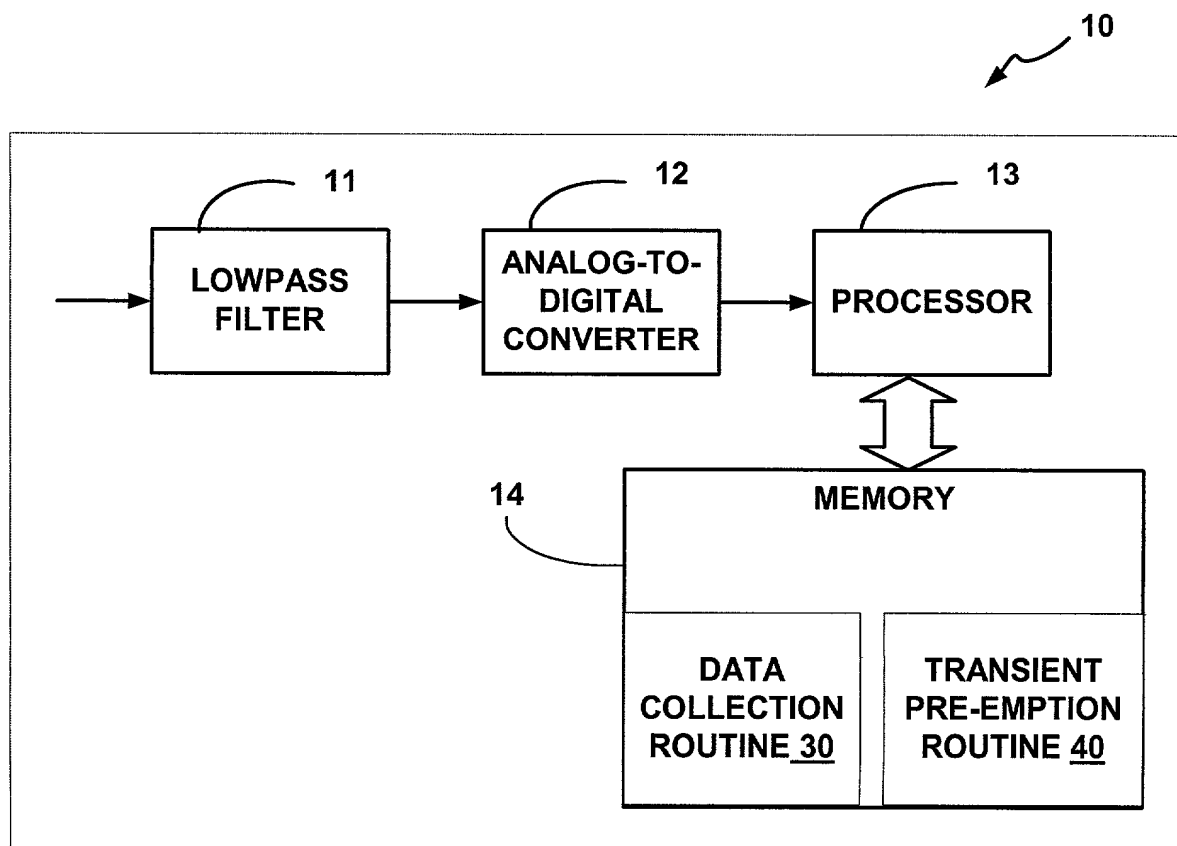


**ABSTRACT**

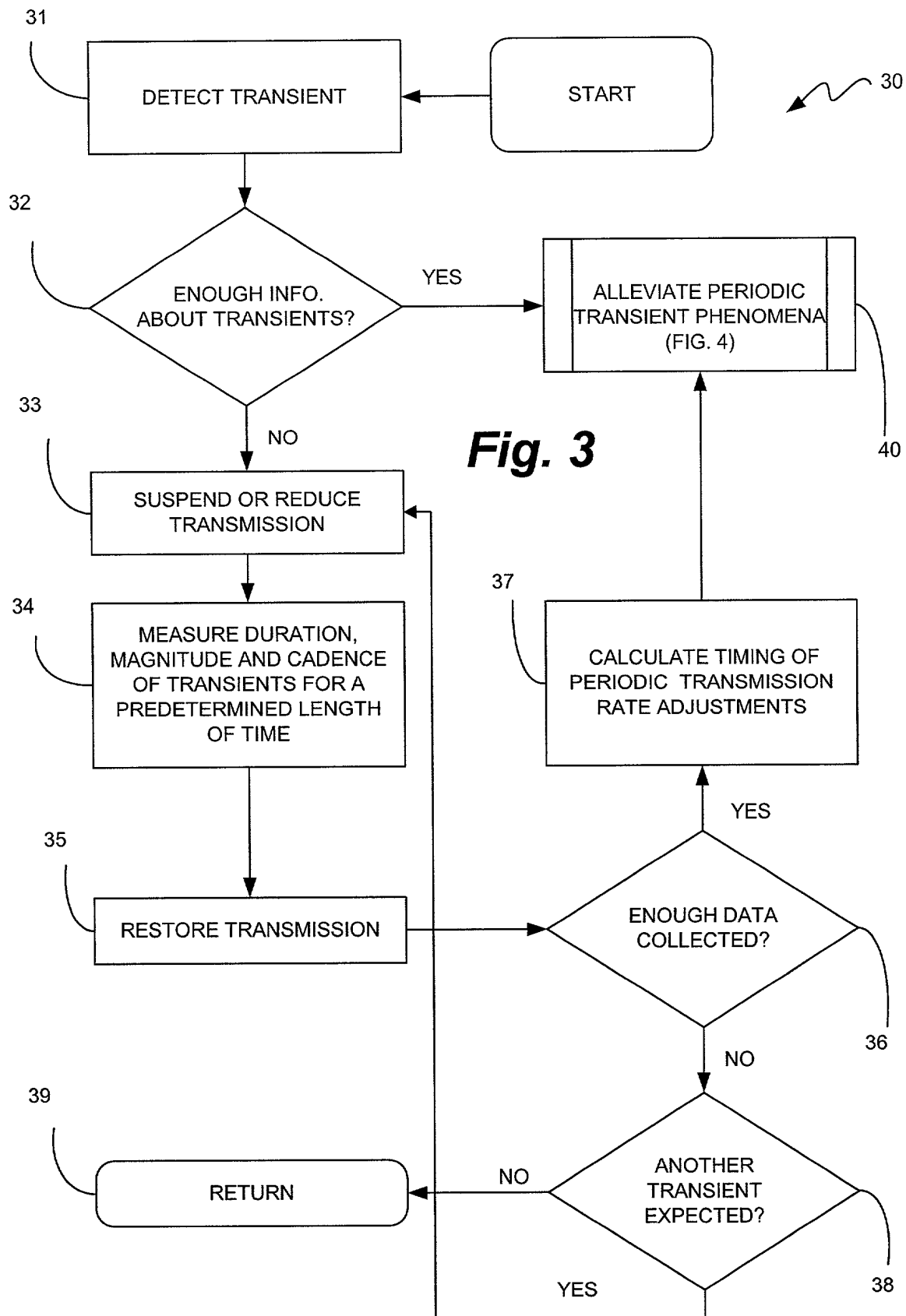
A transient pre-emptor includes a processor configured to detect transients in a communications system. After the processor detects a transient in the communications system, it causes a data communications equipment to suspend or reduce data transmission during the occurrence of a subsequent transient.

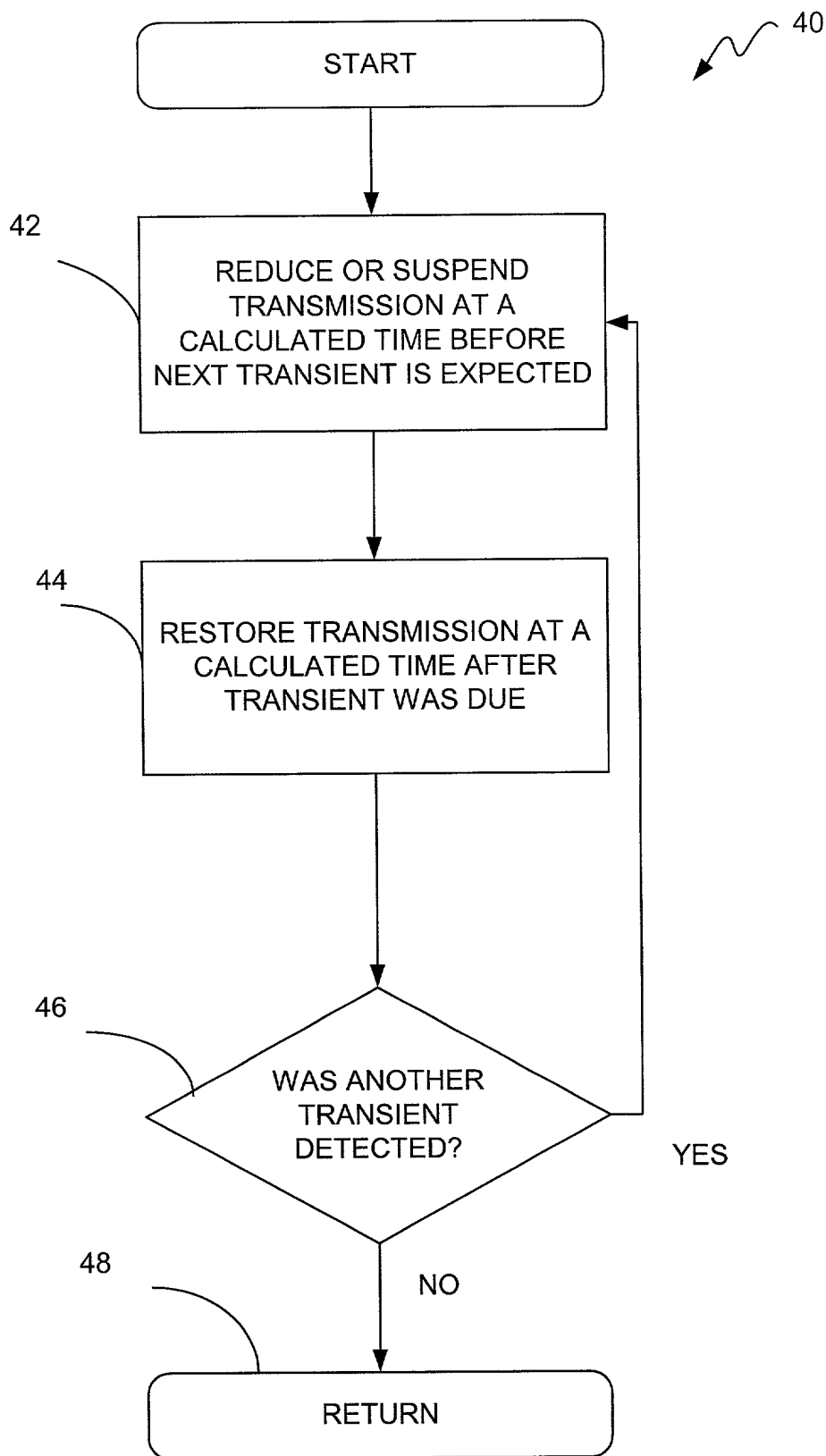


**Fig. 1**



**Fig. 2**





**Fig. 4**

**COMBINED DECLARATION AND POWER OF ATTORNEY**  
(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL,  
DIVISIONAL, CONTINUATION, OR CIP)

As a below named inventor, I hereby declare that:

**TYPE OF DECLARATION**

This declaration is of the following type: (check one applicable item below)

- ☒ original  
☐ design  
☐ supplemental

NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application do not check next item, check appropriate one of last three items

☐ national stage of PCT

NOTE: If one of the following 3 items apply then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR CIP

- ☐ divisional  
☐ continuation  
☐ continuation-in-part (CIP)

**INVENTORSHIP IDENTIFICATION**

WARNING: If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TITLE OF INVENTION**

**METHOD AND APPARATUS FOR REDUCING TRANSMISSION ERRORS CAUSED  
BY PERIODIC TRANSIENTS IN DIGITAL SUBSCRIBER LINE (DSL)  
COMMUNICATION SYSTEMS**

**SPECIFICATION IDENTIFICATION**

the specification of which: (complete (a), (b) or (c))

- (a) ☒ is attached hereto.
- (b) ☐ was filed on \_\_\_\_\_ as Serial No. \_\_\_\_\_; or  
☐ was filed on [date], under Express Mail No. \_\_\_\_\_, as Serial No. not yet known,  
and was amended on \_\_\_\_\_ (if applicable).

NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.

- (c) ☐ was described and claimed in PCT International Application No. \_\_\_\_\_; filed on

## ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information

- ☒ which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56;  
(also check the following items, if desired)
- ☒ and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent; and
- ☐ In compliance with this duty, there is attached an information disclosure statement in accordance with 37 CFR 1.98.

### PRIORITY CLAIM (35 U.S.C. § 119)

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

- (d) ☒ no such applications have been filed
- (e) ☐ such applications have been filed as follows

NOTE. Where item (c) is entered above and the International Application which designated the U.S. claimed priority check item (e), enter the details below and make the priority claim

#### A. PRIOR FOREIGN/PCT APPLICATION(S) FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS APPLICATION AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119

Country (or Indicate if PCT)	Application Number	Date of Filing (day/month/year)	Priority Claimed Under Section 37 USC 119
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS  
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

1. \_\_\_\_\_
2. \_\_\_\_\_
3. \_\_\_\_\_

NOTE: If the application filed more than 12 months from the filing date of this application is a PCT filing forming the basis for this application entering the United States as (1) the national stage, or (2) a continuation, divisional, or continuation-in-part, then also complete ADDED PAGES TO COMBINED DECLARATION AND POWER OF ATTORNEY FOR DIVISIONAL, CONTINUATION OR CIP APPLICATION for benefit of the prior U.S. or PCT application(s) under 35 U.S.C. § 120.

**POWER OF ATTORNEY**

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (List name and registration number)

Scott A. Horstemeyer, #34,183  
George M. Thomas, #22,260  
Stephen R. Risley, #35,659

James W. Kayden, #31,532  
Jeffrey R. Kuester, #34,367  
Daniel J. Santos, #40,158

(check the following item, if applicable)

- ☐ Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

**SEND CORRESPONDENCE TO**

**Scott A. Horstemeyer**  
**THOMAS, KAYDEN, HORSTEMEYER**  
**& RISLEY, L.L.P.**  
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Atlanta, Georgia 30339

**DIRECT TELEPHONE CALLS TO:**

**Scott A. Horstemeyer**  
(770) 933-9500

**DECLARATION**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**SIGNATURE(S)**

**NOTE:** Carefully indicate the family (or last) name as it should appear on the filing receipt and all other documents

**Full name of sole or first inventor**

**William Lewis Betts**

Inventor's signature William L. Betts  
Date: Aug 9, 2000 Country of Citizenship U.S.A.  
Residence: 2016 Montana Avenue NE, St. Petersburg, FL 33703  
Post Office Address: 2016 Montana Avenue NE, St. Petersburg, FL 33703

\* \* \* \* \*

**Full name second joint inventor, if any**

**Rafael Martinez**

Inventor's signature Rafael Martinez  
Date: Aug 9, 2000 Country of Citizenship U.S.A.  
Residence: 2425 Anthony Avenue, Clearwater, FL 33759  
Post Office Address: 2425 Anthony Avenue, Clearwater, FL 33759

\* \* \* \* \*



CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING ADDED PAGE(S)  
WHICH FORM A PART OF THIS DECLARATION

☐ Signature for subsequent joint inventors. Number of pages added  
\_\_\_\_\_.

\* \* \*

☐ Signature by administrator(trix), executor(trix) or legal representative for deceased  
or incapacitated inventor. Number of pages added  
\_\_\_\_\_.

\* \* \*

☐ Signature for inventor who refuses to sign or cannot be reached by person  
authorized under 37 CFR 1.47. Number of pages added  
\_\_\_\_\_.

\* \* \*

☐ Added pages to combined declaration and power of attorney for divisional,  
continuation, or continuation-in-part (CIP) application.

☐ Number of pages added \_\_\_\_\_

\* \* \*

☐ Authorization of attorney(s) to accept and follow instructions from representative.

\* \* \*

**If no further pages form a part of this Declaration then end this Declaration  
with this page and check the following item**

☒ **This declaration ends with this page**